## **CSC** The United States Corporation Company 2711 Centerville Road Suite 400, Wilmington, DE, 19808 (302) 636-5400

United States Corporation Company

The Prentice-Hall Corporation System, Inc.

19-DEC-00

Transmittal #: 1052833

US EPA ELIZABETH MCKENNA, ATTY 1200 SIXTH AVE SEATTLE, WA 98101

US ENVIRONMENTAL PROTECTION AGENCY

Agent: Corporation Service Company

Case #: N/A

Dear Sir/ Madam:

Legal process has been received by the above referenced agent on behalf of one of the defendants named in the above entitled action. The legal process indicates that you are the attorney of record.

The legal process in this action is being returned to you. We cannot receive it due to the reason(s) listed below. Please call the Secretary of State, or other appropriate state agency, for clarification.

Service of Process

Enclosures

#### Note:

Because two different companies can have very similar names, the name of the of the company for whom service is directed MUST BE IDENTICAL to the company name on file with the Secretary of State, or other appropriate state agency.

doc:sopfrej



# UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 10

1200 Sixth Avenue Seattle, Washington 98101

DEC 0 8 2000

Reply To

ATTN Of: ORC-158

#### CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Corporation Service Company 285 Liberty St. NE Salem, OR 97301

Re:

Notice of Potential Liability for the Willbridge (Shell) facility

Portland Harbor Superfund Site, Portland, Oregon

To Whom It May Concern:

This letter is to notify you of potential liability, as defined by Section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. § 9607(a), as amended (CERCLA), with respect to the above-referenced Site. Substantially the same letter has been sent to 69 parties, and additional general notice letters may be sent to others. You may receive or have already received notification of potential liability for the Site from the State of Oregon Department of Environmental Quality (DEQ).

#### **NOTICE OF POTENTIAL LIABILITY**

The United States Environmental Protection Agency (EPA) in cooperation with DEQ has documented the release or threatened release of hazardous substances, pollutants or contaminants at the Site. EPA and DEQ have spent public funds on actions to investigate and control such releases or threatened releases at the Site.

Under Sections 106(a) and 107(a) of CERCLA, 42 U.S.C. §§ 9606(a) and 9607(a), Section 7003 of the Resource Conservation and Recovery Act, 42 U.S.C. § 6973, as amended (RCRA), and other federal and state laws, a Potentially Responsible Party (PRP) or parties may be ordered to perform response actions deemed necessary by EPA and/or DEQ to protect the public health, welfare, or the environment, and may be liable for all costs incurred by each government in responding to any release or threatened release at the Site. In addition, PRPs may be required to pay for damages to, destruction, of, or loss of natural resources, including the costs of assessing such damages.

EPA, in cooperation with DEQ, has evaluated information in connection with the investigation of the Site. Based on this information, EPA believes Willbridge (Shell) may be a PRP with respect to this Site. PRPs under CERCLA include current owners and operators of any portion of the Site, prior owners and operators at the time of a release, as well as persons who arranged for disposal or treatment of hazardous substances sent to the Site, or persons who accepted hazardous substances for transport to the Site.

In accordance with CERCLA and other authorities, EPA has already undertaken certain actions and incurred certain costs in response to conditions at the Site. These response actions include the performance of assessments and other activities necessary to include the Site on the CERCLA National Priorities List (NPL) of hazardous waste sites, development of a partnership with DEQ for the investigation and cleanup of the Site, and consultation with federal, state and tribal CERCLA Natural Resource Trustees.

In accordance with EPA and DEQ joint management plans for the Site, EPA will be the lead agency, as defined in CERCLA's implementing regulations, also known as the National Contingency Plan (NCP), for in-water contamination at the Site. DEQ will be the lead agency for upland contamination, although the agencies intend to coordinate all their efforts and may share tasks as they deem appropriate. EPA accordingly anticipates expending additional funds for response activities at the Site.

#### PRP RESPONSE AND EPA CONTACT PERSON

The next major step EPA anticipates taking is the negotiation of an Administrative Order on Consent with willing PRPs for the performance a Remedial Investigation/Feasibility Study (RI/FS) to determine the nature and extent of in-water contamination at the Site, and to analyze remedial alternatives. EPA may send special notice letters, in accordance with Section 122(e) of CERCLA, 42 U.S.C. § 9622(e), which will provide more information about the Site, and set forth a specific schedule for RI/FS negotiations, or EPA may commence negotiations without special notice at the request of voluntary parties able to demonstrate their capacity to adequately fund and perform the RI/FS. You are encouraged to contact EPA by December 28, 2000, to indicate whether you are interested at this time in volunteering to enter negotiations to perform the RI/FS and to reimburse response costs incurred by EPA and to be incurred by EPA at the Site. EPA expressly reserves the right to issue special notice regardless of how many volunteers respond affirmatively to general notice letters.

Any written response to this letter should be sent to:

U.S. Environmental Protection Agency Elizabeth McKenna, Attorney Office of Regional Counsel 1200 Sixth Avenue, M/S ORC 158 Seattle, Washington 98101 This letter is intended solely for notification and information purposes. Nothing in this letter can be relied upon as a final EPA position on any matter.

Inquiries by counsel or inquiries of a legal nature should be directed to Elizabeth McKenna, 206-553-0016, or Charles Ordine, 206-553-1504, Office of Regional Counsel. Technical, scope, budget, and other questions for EPA regarding this letter or the Site should be directed to Wallace Reid, 206-553-1728, or Chip Humphrey, 503-326-2678.

Sincerely,

Michael F. Gearheard fiv

Director, Office of Environmental Cleanup

Enclosure: Recipient List

cc: Mike Rosen, DEQ

Frank Fossati, P.O. Box 219, Lake Forest, CA 92630

## Portland Harbor Initial General Notice List

	Company Name	Contact	Contact Address			
1	ACF Industries	Richard Hyink	620 North Second Street	St. Charles	MO	57883
2	Alder Creck Lumber Company	Ronald Prestwood	P.O. Box 83237	Portland	OR	97046
3	ARCO	Ralph Moran	4 Center Point Drive, Suite 179	La Palma	CA	90623
4	Atofina Chemicals	·	6400 NW Front	Portland	OR	95778
5	Babcock Land Company	George Webb	9933 NW 107th Avenue	Portland	OR	97231-
6	BNRR	Matthew Rose	2650 Lou Menk Dr.	Ft. Worth	TX	76131
7	Brix Maritime		9030 NW St Helens	Portland	OR	97231
8	Calbag Metals	Warren Rosenfeld, Pres.	2495 NW Nicolai St	Portland	OR	95398
9	Cascade General Inc.	Alan Sprott	5555 N. Channel	Portland	OR	97217
10	Christenson Oil		3747 N Suttle Rd	Portland	OR	97217
11	City of Portland Outfalls	Al Smith	1211 SW 5th Ave., Room 800	Portland	OR	97204-
12	City of Portland Water Laboratory	Al Smith	1211 SW 5th Ave., Room 800	Portland [	OR	97204-
13	Crawford Street Corp.	Robert Phillip	3200 NW Yeon Street	Portland	OR	97210-
14	EIf Atochem	Larry Patterson	6400 NW Front Ave	Portland	OR	85778
15	Equilon Enterprises LLC	Anthony Palagyi	10602 NE 38th Place	Kirkland	·WA	98109
16	Foss Maritime	Larry Johnson	9030 NW St. Helen's Road	Portland	OR	97231-
17	Fred Devine Diving and Salvage	J. (Mick) Leitz	6211 N. Ensign Street	Portland	OR	97217-
18	Freightliner Corporation	Milan Synak	4747 N. Channel Avenue	Portland	OR	97217-
19	Front Avenue LLP	Jay Zidell	3121 SW Moody Avenue	Portland	OR	97201-
20	GASCO (NW Natural)	Sandra Hart	220 NW 2nd Ave.	Portland	OR	97209
21	GATX Linnton Terminal	Eric Conard	1363 North Gaffey Street	San Pedro	CA	89408
22	Georgia Pacific - Linuton	Steve Petrin	900 SW Fifth Avenue	Portland	OR	95949
23	Goldendale Aluminum	Brett Wilcox	101 SW Main St #905	Portland	OR	97204
24	Gould Electronics, Inc. aka GA-TEK Inc.	James Cronmiller	35129 Curtis Blvd.	Eastlake	OH	89408
25	Great Western Chemical Co.	Robert H. McCall	808 S.W. 15th Avenue	Portland	OR	95298
26	GS Roofing Products (Genstar)	•	6350 NW Front Ave	Portland	OR	97210
27	Gunderson	Robert A. Bridgers	4350 NW Front Ave	Portland	OR	97210
28	Hendren Tow Boat Co.	Floyd G. Hendren	12751 NW Springville Rd	Portland	OR	97229
29	Jefferson Smurfit	Heidi Reed	P.O. Box 86959	Portland	OR	97283-
30	Koppers Industries, Inc.	Amos S. Kamerer	7540 NW St. Helens Road	Portland	OR	97210
31	Lakeside Industrics	Charles Gaskill	4850 NW Front Avenue	Portland	OR	95954
32	Linuton Oil Fire Training Grounds	Al Smith, City of Port.	1211 SW 5th Ave. Rm #1100	Portland	OR	97204
33	Linnton Plywood Association	Jim Stahley	10504 NW St. Helens Road	Portland	OR	97231-
34	Mar Com Marine	Tom Maples	9070 North Bradford St.	Portland	OR	97203-
35	Marine Finance Corporation	Steve Andrews	8444 NW St. Helens Road	Portland	OR	97231-
36	Marine Salvage Consortium Inc		6211 N Ensign	Portland	OR	97217
37	McCall Oil and Great Western Chemical	Lee Zimmerli	808 SW 15th Avenue	Portland	OR	97205-
38	McCormick & Baxter		PO Box 3344	Portland	OR	97208
39	Mobil Oil aka Socony Mobil Company Inc.	C.A. Fouche	2063 Main Street PMB 501	Oakland '	CA	94561

## **Portland Harbor Initial General Notice List**

40	Morse Brothers		12222 NW Marina	Portland	OR	97231
40		Carol Grant	P.O. Box 83149	Portland	OR	91134
41	Northwest Pipe Company	•		Portland	OR	97209
42	NW Natural	C J Rue	220 NW Second			
43	Olympic Pipeline Co.	W.N. Harris	5005 Business Park North	Bakersfield	CA	93309
44	Oregon Steel Mills	Drew Gilpin	P.O. Box 2760	Portland	OR	97208-
45	Owens Corning Fiberglas	Thomas Brungard	Owens Corning Parkway	Toledo	OH	43659-
46	Port of Portland Facilities	Tom Bispham	Environmental Services Division P.O. Box 3529	Portland	OR	97208-
47	Portland General Electric Harborton Substation	Dennis Norton	121 SW Salmon Street	Portland	OR	97204-
48	Rhone Poulenc	Robert L. Ferguson	P.O. Box 12014	Research Triangle Park	NC	22709
49	Riedel (Zidell-Triangle Park)	Steve Shain	3121 SW Moody Ave.	Portland	OR	97201
50	RK Storage	Roger Croft	10937 NW Front Avenue	Portland	OR	97231-
51	RoMar Realty of Oregon, Inc.	Donna Marden	3500 S. Kedzie	Chicago	II.	60532-
52	Schnitzer Investment Corporation - Kittridge	Tom Zelenka	P.O. Box 10047	Portland	OR	97249
53	Shaver Transportation	Rob Rich	P.O. Box 10324	Portland	OR	96972
54	Terminal 4-Port of Portland	J.W. Ring	700 NW Multnomah	Portland	OR	97217
55	Texaco Unloading Dock (Includes Pipeline and Terminal)	Anthony Palagy, Equilon	10602 NE 38th Place	Kirkland '	WA	98109-
56	Time Oil	Kevin Murphy	2737 W. Commodore Way	Scattle	WA	98199
57	Time Oil St. Helens Road	Scott Sloan	P.O. Box 24447	Seattle	WA	97677
58	Triangle Park LLC	Jay Zidell	3121 SW Moody Ave	Portland	OR	97201
59	Tube Forgings USA		5200 NW Front	Portland	OR	97210
60	UPRR-Albina Yard, Willamette Blvd & Basin Ave	Bob Markworth	1416 Dodge Street	Omaha	NB	68179-
61	US Coast Guard	Roy Clark	2000 Embarcadero, Suite 200	Oakland	CA	89269
62	US Moorings (USCOE)	Carolyn Markos	8010 NW St Helens Road	Portland	OR	97210
63	Wacker Siltronic	Katherine Young	P.O. Box 83180	Portland	OR	97083
64	Willamette Cove (METRO)	Mike Burton	600 NW Grand Ave.	Portland	OR	97232
65	Willbridge (Chevron)	Gerald O'Regan	6001 Bollinger Canyon Rd.	San Ramon	CA	89579
66	Willbridge (GATX)	Eric Conrad	1363 N. Gaffey Road	San Pedro	CA	90731
67	Willbridge (Shell)	Frank Fossati	P.O. Box 219	Lake Forest	CA	92630
68	Willbridge (Tosco)	Martin Cramer	5528 NW Doane Ave.	Portland	OR	97210
69	Willbridge (Unocal)	Ron Schwab	376 S. Valencia Avenue	Brea	CA	92823

### **U.S. ENVIRONMENTAL PROTECTION AGENCY**

1200 SIXTH AVENUE M/S PULLS
SEATTLE, WASHINGTON 98101-1128

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Corporation Service Company 285 Liberty St. NE Portland, OR 97301

